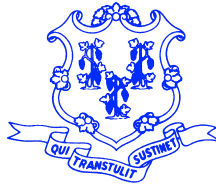


The Connecticut General Assembly

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Memorandum

To: Legislative Regulation Review Committee
From: Legislative Commissioners' Office
Committee Meeting Date: May 22, 2012

Regulation No:	2012-9
Agency:	Department of Social Services
Subject Matter:	National Family Caregiver Support Programs
Statutory Authority: (copy attached)	17b-423

	Yes or No
Mandatory	Y
Federal Requirement	Y
Permissive	Y

For the Committee's Information:

The certification page attached to the proposed regulation is not executed by the agency or the Attorney General's Office. However, the committee administrator has subsequently received a fully executed certification page.

Substantive Concerns:

Technical Corrections:

1. Throughout the regulation, "[area agency on aging] Area Agency on Aging" should be changed to "Area Agency on Aging", for accuracy in reflecting the existing regulation.
2. On page 1, in section 17b-423-8(b)(2), "'caregiver' " should be "caregiver", for proper form.
3. On page 2, section 17b-423-8(b)(5) should be rewritten as follows, for accuracy in reflecting the existing regulation:

(5) "Grandparent or older individual who is a relative caregiver" means a grandparent or stepgrandparent of a child, or a relative of a child by blood, [or] marriage or adoption who is [60] 55 years of age or older and (A) lives with the child; [and] (B) is the primary caregiver of the child because the biological or adoptive parents are unable or unwilling to serve as the primary caregiver of the child; and (C) has a legal relationship to the child, such as legal custody or guardianship, or is raising the child informally;
3. On page 2, in the first line of section 17b-423-8(c), "[aging] Aging" should be "Aging", for accuracy in reflecting the existing regulation.
4. On page 2, in the first line of section 17b-423-8(d), "[Title IIIE] Title III-E" should be "Title III-E", for accuracy in reflecting the existing regulation.
5. On page 2, in the third line of section 17b-423-8(d), "service" should be "services", for accuracy in reflecting the existing regulation.
6. On page 3, in the second line of section 17b-423-8(e)(1), "[seventy five per cent] seventy-five percent" should be "[seventy five] seventy-five per cent", for proper form.
7. On page 3, in the third line of section 17b-423-8(e)(1), "[nonfederal] non-federal" should be "nonfederal", for proper form.
8. On page 3, in the first and second lines of section 17b-423-8(e)(2), "[per cent] percent" should be "per cent", for proper form.
9. On page 3, in the second line of section 17b-423-8(e)(2), "[nonfederal] non-federal" should be "nonfederal", for proper form.
10. On page 3, in the first and second lines of section 17b-423-8(e)(3), "[per cent] percent" should be "per cent", for proper form.
11. On page 3, in the second line of section 17b-423-8(e)(3), "[an nonfederal] and non-federal" should be "and nonfederal", for accuracy in reflecting the existing regulation and for proper form.

12. On page 3, in the first line of section 17b-423-8(f), "An area agency on aging shall award Title III-E funds" should be "An Area Agency on Aging shall award Title III-E funds", for accuracy in reflecting the existing regulation.
13. On page 3, in section 17b-423-8(f)(2), after "per care recipient", "can" should be "may", for accuracy in reflecting the existing regulation.
14. On page 3, in section 17b-423-8(f)(3), "is" should be deleted, for accuracy in reflecting the existing regulation.
15. On page 3, in section 17b-423-8(f)(3)(A), "is" should be added before "unable to perform" and "assistance,_" should be "assistance,", for accuracy in reflecting the existing regulation.
16. On page 3, the second line of section 17b-423-8(f)(3) should read as follows, for accuracy in reflecting the existing regulation:

"the care recipient behaves in a manner that poses a serious health or safety hazard to himself or herself,"
17. On page 6, in amended section 17b-423-8(j)(2)(A), "An area agency on aging" should be "An Area Agency on Aging", for accuracy in reflecting the existing regulation.
18. On page 6, in amended section 17b-423-8(j)(2)(B), "An area agency on aging" should be "An Area Agency on Aging", for accuracy in reflecting the existing regulation.
19. On page 6, in amended section 17b-423-8(j)(2)(C), "An area agency on aging" should be "An Area Agency on Aging" to reflect the existing regulation.
20. On page 6, in amended section 17b-423-8(j)(2)(D), "An area agency on aging" should be "An Area Agency on Aging", for accuracy in reflecting the existing regulation.

Recommendation:

<input checked="" type="checkbox"/>	Approval in whole
<input checked="" type="checkbox"/>	with technical corrections
	with deletions
	with substitute pages
	Disapproval in whole or in part
	Rejection without prejudice

Reviewed by: Allison McKeen / Bradford M. Towson

Date: May 8, 2012

From 2012 Supplement

Sec. 17b-243. (Formerly Sec. 17-313a). Payments to rehabilitation centers. (a) The rate to be paid by the state to rehabilitation centers, including but not limited to, centers affiliated with the Easter Seal Society of Connecticut, Inc., for services to patients referred by any state agency, except employment opportunities and day services, shall be determined annually by the Commissioner of Social Services who shall prescribe uniform forms on which such rehabilitation centers shall report their costs, except that rates effective April 30, 1989, shall remain in effect through May 31, 1990, and rates in effect February 1, 1991, shall remain in effect through December 31, 1992, except those which would be decreased effective January 1, 1992, shall be decreased. For the rate years beginning January 1, 1993, through December 31, 1995, any rate increase shall not exceed the most recent annual increase in the consumer price index for urban consumers. Such rates shall be determined on the basis of a reasonable payment for necessary services rendered. Nothing contained herein shall authorize a payment by the state to any such rehabilitation center in excess of the charges made by such center for comparable services to the general public. The Commissioner of Social Services shall establish a fee schedule for rehabilitation services to be effective on and after January 1, 1996. The fee schedule may be adjusted annually beginning July 1, 1997, to reflect necessary increases in the cost of services.

(b) The amount to be paid by the state to rehabilitation centers including but not limited to centers affiliated with the Easter Seal Society of Connecticut, Inc., for employment opportunities and day services to patients referred by any state agency shall be determined annually using a uniform payment system in accordance with the provisions of subsection (a) of section 17a-246.